

<b>UTILITY PATENT APPLICATION TRANSMITTAL</b>  <i>(Only for new non-provisional applications under 37 CFR 1.53(b))</i>	Title of Invention	Substituted 6-Benzyl-4-Oxopyrimidines, Process for their Preparation and Pharmaceutical Compositions Containing Them
	Named Inventor(s)	Paolo La Colla and Marino Artico
	Attorney Docket	06171.105003 (IDX 1003 US CON1)
	Express Mail Label No.	EV331952781US

<b>APPLICATION ELEMENTS</b>	<b>ADDRESS TO:</b> Mail Stop Patent Application The Honorable Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450
1. <input checked="" type="checkbox"/> Fee Transmittal Form <i>(Submit an original, and a duplicate for fee processing)</i> 2. <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. 3. <input checked="" type="checkbox"/> Specification, Claims, and Abstract <span style="float: right;">Total Pages <b>36</b></span> 4. <input type="checkbox"/> Drawings <span style="float: right;">Total Sheets <b>0</b></span> 5. Oath or Declaration <span style="float: right;">Total Pages</span> a. <input type="checkbox"/> Newly executed (original or copy) b. <input checked="" type="checkbox"/> Copy from prior application (37 CFR 1.63(d)) <i>(for continuation/divisional with Box 17 completed)</i> (i) <input type="checkbox"/> <u>DELETION OF INVENTOR(S)</u> Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b). 6. <input type="checkbox"/> Application Data Sheet. See 37 CFR 1.76. 7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program <i>(Appendix)</i> 8. Nucleotide and/or Amino Acid Sequence Submission <i>(if applicable, all necessary)</i> a. <input type="checkbox"/> Computer Readable Form (CRF) b. Specification Sequence Listing on: i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or ii. <input type="checkbox"/> paper c. <input type="checkbox"/> Statement verifying identity of above copies	<b>ACCOMPANYING APPLICATION PARTS</b> 9. <input type="checkbox"/> Assignment Papers (cover sheet & document(s)) 10. <input type="checkbox"/> 37 CFR 3.73(b) Statement <i>(when there is an assignee)</i> <input type="checkbox"/> Power of Attorney by assignee 11. <input type="checkbox"/> English Translation Document <i>(if applicable)</i> 12. <input type="checkbox"/> Information Disclosure Statement (IDS) PTO-1449 <input type="checkbox"/> _____ Copies of IDS Citations 13. <input checked="" type="checkbox"/> Preliminary Amendment <b>8 pp.</b> 14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) <i>(Should be specifically itemized)</i> 15. <input type="checkbox"/> Certified Copy of Priority Document(s) 16. <input checked="" type="checkbox"/> Other: <u>Request for Filing a Continuation Application Under 37 CFR § 1.53(b) 2 pp.</u>

17. If a **CONTINUING APPLICATION**, check appropriate box and supply the requisite information:  
☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No: 09/744,038  
Prior application information: Examiner: Hong Liu Group/Art Unit: 1624  
For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 5b, is considered as being part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

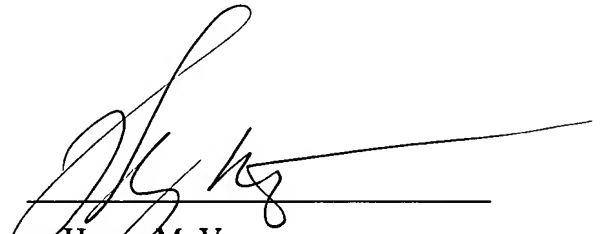
18. **CORRESPONDENCE ADDRESS:**  
Sherry M. Knowles  
45<sup>th</sup> Floor  
191 Peachtree Street, N.E.  
Atlanta, Georgia 30303

By: Sherry Knowles / w express permission  
Reg. No. 33,052  
Telephone: 404.572.3541  
Facsimile: 404.572.5145  
Customer No. 20786



**CERTIFICATE OF MAILING UNDER 37 CFR § 1.10**  
**FOR UTILITY PATENT APPLICATION FILING**

I hereby certify that this Request for filing a Continuation Application, Transmittal of Utility Patent Application, Utility Patent Application, and Fee Transmittal, along with any documents referred to as attached therein are being deposited with the United States Postal Service in an envelope as "Express Mail Post Office to Addresses" services under 37 CFR 1.10, Mailing Label Number **EV331952781US** addressed to Mail Stop PATENT APPLICATION; The Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

  
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Hoang M. Vo  
Reg. No. 47,158

Date: **October 21, 2003**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No. : Unassigned  
(Continuation of U.S. Application No. 09/744,038)  
Applicant : Artico, *et al.*  
Filed : Herewith  
Title : Substituted 6-Benzyl-4-Oxopyrimidines, Process for their Preparation and  
Pharmaceutical Compositions Containing Them  
  
TC/AU : Unassigned (1624)  
Examiner : Unassigned (Hong Liu)  
  
Docket No. : 06171.105003 (IDX 1003 US CON1)

Commissioner for Patents  
Mail Stop Patent Application  
P. O. Box 1450  
Alexandria, VA 22313-1450

October 21, 2003

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**REQUEST FOR FILING A CONTINUATION APPLICATION UNDER 37 CFR § 1.53(b)**

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Sir:

This is a request by Paola LaColla and Marino Artico for filing a Continuation Application under 37 C.F.R. § 1.53(b) of pending prior application U.S. Serial No. 09/744,038, filed May 1, 2001, which was filed under 35 U.S.C. 371 based on International Patent Application No. PCT/EP99/05134, filed July 19, 1999, now published as WO 00/03998, currently pending.

Enclosed is a copy of the prior application U.S.S.N. 09/744,038 as originally filed. The application includes thirty-six pages of Specification, Claims, and Abstract.

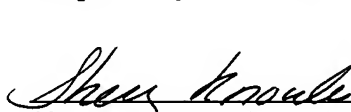
Novirio Pharmaceuticals Limited changed its name to Idenix Pharmaceuticals Inc., which was recorded on August 19, 2002, at Reel 013193, Frame 0841. A copy of the recordation of name change is enclosed. Also enclosed are copies of the executed Declarations for Patent Application and Powers of Attorney.

Continuation of Application No. 09/864,078  
Transmittal for Request of Filing Continuation Application dated October 21, 2003

A Preliminary Amendment is enclosed. Applicants request entry of the Preliminary Amendment prior to examination of this application.

Applicants enclose a check for \$770.00 to cover the filing fee. The Commissioner for Patents is authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 11-0980.

Respectfully submitted,

  
Sherry M. Knowles  
Reg. No. 33,052

*w/express  
permission*  
*Sherry M. Vo*  
*47,158*

Date: October 21, 2003  
**Express Mail Label EV331952781US**

King & Spalding LLP  
191 Peachtree Street  
Atlanta, Georgia 30303  
404-572-3541 (telephone)  
404-572-5145 (facsimile)  
Attorney Docket No. 06171.105003 (IDX 1003 US CON1)

Continuation of Application No. 09/864,078  
Transmittal for Request of Filing Continuation Application dated October 21, 2003

## FEE TRANSMITTAL

This sheet accompanies a patent application transmittal for the following application:

Inventor(s): Artico, et al.

Filing Date: October 21, 2003

Title: Substituted 6-Benzyl-4-Oxopyrimidines, Process for their Preparation and Pharmaceutical Compositions Containing Them

The filing fee is calculated as shown below:

### 1. FILING FEE:

SMALL ENTITY			LARGE ENTITY	
FOR:	FEE	FEE PAID	FEE	FEE PAID
<input checked="" type="checkbox"/> UTILITY FILING FEE	\$375.00		\$770.00	770.00
<input type="checkbox"/> DESIGN FILING FEE	\$165.00		\$330.00	
<input type="checkbox"/> PLANT FILING FEE	\$255.00		\$510.00	
<input type="checkbox"/> REISSUE FILING FEE	\$370.00		\$740.00	
<input type="checkbox"/> PROVISIONAL FILING FEE	\$80.00		\$160.00	
SUBTOTAL (1)				770.00

### 2. CLAIMS:

SMALL ENTITY				LARGE ENTITY		
FOR:	NO. FILED	NO. EXTRA	RATE	FEE	RATE	FEE
TOTAL CLAIMS	10 - 20 =	0	x \$9 =		5 x \$18 =	\$ .00
INDEP. CLAIMS	1 - 3 =	0	x \$42 =		0 x \$84 =	\$ .00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIM PRESENTED			+\$140 =		+\$280 =	\$ .00
SUBTOTAL (2)						\$ .00

### 3. ADDITIONAL FEES:

SMALL ENTITY			LARGE ENTITY	
FOR:	FEE	FEE PAID	FEE	FEE PAID
<input type="checkbox"/> LATE FILING, FEE OR OATH				
<input type="checkbox"/> NON-ENGLISH SPECIFICATION				
<input type="checkbox"/> OTHER				
SUBTOTAL (3)				

**TOTAL FILING FEES: \$770.00**

A check is enclosed for the amount: \$770.00

☒ Charge any additional fees required under 37 C.F.R. 1.16 or 1.17 to Deposit Account 11-0980.

KING & SPALDING

45<sup>th</sup> Floor, 191 Peachtree Street, N.E.

Atlanta, Georgia 30303

Telephone: 404.572.3541

By: Sherry M. Knowles / w/ Express permission Date: October 21, 2003

Sherry M. Knowles, Attorney for Applicant Reg. No. 33,052